

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

INDECK KEYSTONE  
ENERGY, LLC, a Delaware limited liability  
company,

Plaintiff,

v.

VICTORY ENERGY  
OPERATIONS, LLC, a Delaware limited  
liability company,

Defendant.

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: CIVIL ACTION  
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: NO. 04-CV-325 (ERIE)  
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: Judge Sean J. McLaughlin  
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**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2007, upon  
consideration of Defendant's Motion *in Limine* No. 3 Barring Evidence that Defendant Breached  
the License Agreement, and the opposition thereto, it is hereby ORDERED that the Motion is  
DENIED.

BY THE COURT:

\_\_\_\_\_  
McLaughlin, J.